

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

IN CLERK'S OFFICE  
U.S. DISTRICT COURT  
★ 1/15/05 10:20 AM

D/F

UNITED STATES OF AMERICA,

PM: :  
TIME AM: 05 CR 457 (ARR)

-against-

GLENN MARCUS,

Defendant.

NOT FOR ELECTRONIC  
OR PRINT  
PUBLICATION

OPINION AND ORDER

ROSS, United States District Judge:

The court has received defendant's letter motion of August 9, 2005 seeking to quash the grand jury subpoena for Shoshanna Perlman on the ground that it was issued for the improper purpose of trial preparation as well as the government's response, dated August 11, 2005. The court hereby directs the government to submit an ex parte explanation of its purpose in serving the subpoena. In addition to that affirmation, the government should submit a letter addressed to the court and the defendant explaining in a general manner, insofar as it is able, the subpoena's purpose, i.e., whether it is considering issuing a superceding indictment or indicting other defendants. That letter should include any information the government finds it is not obligated to withhold as a matter of grand jury secrecy. The government should serve and file the affirmation and the letter, and fax a courtesy copy to chambers, by 10:00 a.m. on Monday, August 15, 2005.

C/m

SO ORDERED.

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Allyne R. Rhss  
United States District Judge

Dated: August 11, 2005  
Brooklyn, New York

SERVICE LIST:

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